IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

&

THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

WEDNESDAY, THE 18TH JULY 2007 / 27TH ASHADHA 1929

RP.No. 632 of 2007()

AGAINST THE JUDGEMENT/ORDER IN CMP.4101/99IN AFA.36/1999 Dated 20/06/2007

PETITIONER/APPELLANT

DEVAKI, D/O.PALAKKAL SANKARAN,
RESIDING AT MEPPADI BASAR, KOTTAPPADI AMSOM DESOM,
VYTHIRI TALUK.

BY ADV. SMT.SHAHNA KARTHIKEYAN

RESPONDENTS: RESPONDENTS

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1. JANAKI W/O.LATE PALAKKAL BALAKRISHNAN,
RESIDING AT MEPPADI, KOTTAPPADI AMSOM DESOM.

2. SUDHEENDRAN, S/O.BALAKRISHNAN, DO. DO.

3. BABY ALIAS SUSHAMA, D/O. DO. DO.

4. P.B.SUGUNABHAI, D/O. DO. DO.

5. AKILA BHARATH AYYAPPA SEVA SANGH,
NO.346, MEPPADI BRANCH, REP.BY PRESIDENT
(NAME AND AGE NOT KNOWN) RESIDING AT MEPPADI,
KOTTAPPADI AMSOM DESOM.

6. P.B.GEETHA, W/O.KRISHNANKUTTY,
KOOKIPPARAKKAL HOUSE, THOTTOMAL, MUKKOM PO,
CALICUT POST.

7. P.B.SUDHARSHINI, W/O.R.RAMACHANDRAN,
C.D.NO.558, CORDITE FACTORY, ARAVANKADA PO -
643209.

8. P.B.SUBHASHINI W/O.KESAVAN,
KAPPIL HOUSE, KUDUKKI, PO CHEERAL, S.BATTERY,
WYNAD DISTRICT.

9. P.B.SUDHARSHAN,
C/O.BALAKRISHNAN, STAMP VENDOR,
OTTY ROAD, MEPPADI P.O., WYNAD DISTRICT.

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 18/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KURIAN JOSEPH,
&
T.R.RAMACHANDRAN NAIR, JJ.

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RP.No.632 of 2007
in
AFA.No.36 of 1999.

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Dated this the 9th day of July, 2007.

O R D E R

Kurian Joseph, J.

Respondents seek time to file counter-affidavit. There is a serious dispute as to whether the respondents are undertaking mere plastering work or a new construction work. It is submitted that the review petitioner is prepared to take out a commission. We appoint Adv.V.A.Mini as Advocate Commissioner. She will inspect the place and submit a report. It will be open to the parties to file work memos before the Advocate Commissioner. Post on 18-7-2007. The Advocate Commissioner shall be paid an initial batta of Rs.15,000/-. Expenses for the travel will also be met by the review petitioner.

In the meanwhile, there will be a direction to maintain status quo.

KURIAN JOSEPH, JUDGE.

T.R.RAMACHANDRAN NAIR, JUDGE.

Kvs/-